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FOLEY & LARDNER LLP

July 11, 2008

VIA FACSIMILE – 212-805-6737 [1 PAGE]

Honorable George B. Daniels
United States District Judge
Daniel Patrick Moynihan United States
Courthouse
500 Pearl Street
Room 630
New York, New York 10007

Re: Super-Trim, Inc. v. Sears Holdings Corporation
Civil Action No. 08 CV 4535

SO ORDERED

The conference is adjourned to
August 13, 2008 at 10:00 a.m.

JUL 14 2008 *George B. Daniels*
HON. GEORGE B. DANIELS

Dear Judge Daniels:

We represent the plaintiff in this matter, Super-Trim, Inc. We are writing to the Court to request a three week adjournment of the pre-trial conference now scheduled for Wednesday, July 23, 2008 at 9:30 a.m. Michael Murphy, counsel for defendant Sears Holding Corporation (Sears), who is copied on this letter, has consented to this request. The reason for the requested extension is because the parties have agreed in principal to settle this dispute, and as a result, Plaintiff has consented to an extension of time for Sears to respond to the complaint. To this end, we have prepared a draft settlement agreement and forwarded it to counsel for Sears. Sears' counsel has already made revisions thereto and we have made additional revisions which are now being considered by counsel for Sears. The parties anticipate that the agreement will be finalized, circulated for execution and signed by the parties within the next two weeks, without the need for a responsive pleading by Sears.

For this reason, the parties request that the pre-trial conference scheduled for July 23 be adjourned for three weeks until August 13, 2008 or a date thereafter that is convenient to the Court.

Respectfully submitted,

[Signature]
Robert S. Weisbein

RSW:mam

cc: Michael Murphy, Esq. – Counsel for Sears Holding Corporation
(via email – mmurphy@bellboyd.com)
Super-Trim, Inc. (via email)

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